

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
SENIOR JUDGE WILEY Y. DANIEL**

Date:	December 11, 2018	Prob./Pret.:	N/A
Courtroom Deputy:	Robert R. Keech	Interpreter:	Cathy Bahr and
Court Reporter:	Julie Thomas		David Lauman

Criminal Case No. **18-cr-00215-WYD**

Counsel:

UNITED STATES OF AMERICA,

Daniel R. McIntyre

Plaintiff,

v.

1. JOSE ALFREDO MENDOZA-RAMOS,
a/k/a Alfredo Argueta,

Timothy P. O'Hara
Jennifer L. Beck

Defendant.

COURTROOM MINUTES

SUPPRESSION HEARING

8:35 a.m. Court in Session - Defendant present, in custody.

APPEARANCES OF COUNSEL.

8:36 a.m. Mr. O'Hara, Ms. Beck, Cathy Bahr, and Defendant excused from the courtroom.

Government's Motion to Restrict Document (Doc. No. 36), filed December 10, 2018, is raised for argument.

8:39 a.m. Argument by Government by Mr. McIntyre.

ORDERED: Government's Motion to Restrict Document (Doc. No. 36), filed December 10, 2018, is **DEFERRED**.

8:47 a.m. Mr. O'Hara, Ms. Beck, Cathy Bahr, and Defendant return into the courtroom.

8:48 a.m. Interpreter, Cathy Bahr, sworn (Spanish).

Court's opening remarks.

Defendant's Motion to Suppress Evidence and Statements (Doc. No. 17), filed June 21, 2018, is raised for argument.

8:49 a.m. Opening statement by Defendant by Mr. O'Hara.

8:55 a.m. Opening statement by Government by Mr. McIntyre.

9:00 a.m. Government's witness **Jerimee R. Joyner** sworn.

Direct examination by Government by Mr. McIntyre.

***Exhibit(s) Identified:* 12, 11, 5, 6, 7, 8, 9, 10, 2, 1, 15, 3**

Exhibit(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 RECEIVED.

9:57 a.m. Bench conference regarding issue raised outside the presence of the defendant and his counsel.

9:58 a.m. Court's remarks regarding Government's restricted filing from December 10, 2018.

ORDERED: Restricted Document (Doc. No. 38) shall be changed from level 3 restriction to level 2 restriction.

10:01 a.m. Direct examination continues by Government by Mr. McIntyre.

10:09 a.m. Court in Recess.

10:23 a.m. Court in Session.

10:24 a.m. Government's witness **Jerimee R. Joyner** resumes.

10:24 a.m. Cross examination by Defendant by Mr. O'Hara.

***Exhibit(s) Identified:* 12, 2, 13, A**

Exhibit A RECEIVED.

11:03 a.m. Interpreter, David Lauman, sworn (Spanish).

11:12 a.m. Re-direct examination by Government by Mr. McIntyre.

Exhibit(s) Identified: 2, A

11:21 a.m. Re-cross examination by Defendant by Mr. O'Hara.

11:27 a.m. Government rests.

11:27 a.m. Defendant has no evidence to present.

11:29 a.m. Argument by Defendant by Mr. O'Hara.

11:39 a.m. Argument by Government by Mr. McIntyre.

ORDERED: Government's Motion for Leave to Restrict (Doc. No. 36), filed December 10, 2018, is **GRANTED IN PART and DENIED IN PART as outlined by the Court on the record.**

ORDERED: Defendant's Motion to Suppress Evidence and Statements (Doc. No. 17), filed June 21, 2018, is **TAKEN UNDER ADVISEMENT.**

Court indicates a written order shall follow.

Government's oral motion for protective order.

ORDERED: Parties shall meet and confer regarding a protective order and submit a form of protective order within **ten (10) days.**

ORDERED: Defendant is **REMANDED** into the custody of the U.S. Marshal.

11:47 a.m. Court in Recess - HEARING CONCLUDED.

CLERK'S NOTE: EXHIBITS WERE RETURNED TO COUNSEL AT THE CONCLUSION OF THE HEARING.

TOTAL TIME: 2:58

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
SENIOR JUDGE WILEY Y. DANIEL

Case No. 18CR215-WYD

Date: 12/11/18

Case Title: United States v. Mendoza-Ramos

JOINT WITNESS LIST
(Plaintiff/Defendant)

WITNESS

DATE(S) TESTIFIED

Deportation Officer Jerimee Joyner

① 12/11/18, 9:00am.

Deportation Officer Nicholas Mastley

12/11/18

Exhibit List

CASE NO. 18-cr-00215-WYD

CASE CAPTION: United States v. Jose Alfredo Mendoza-Ramos

DATE: 12/11/2018

List of Plaintiff's Motions Hearing Exhibits by Numbers

Exhibit No	WITNESS	Description	ADM/AUTH	STIP	OFFER	RECD	REF	RUL. RSVD.	COMMENTS/INFO.
1	✓ Joyner	Form I-213		X	X	X 12/11			
2	✓ Joyner	ICE Field Operations work Sheet		X					
3	✓ Joyner	Statement of Rights		X					
4	Joyner	Affidavit		X					
5	✓ Joyner	Warrant of Removal/Deportation 2/14/2012		X					
6	✓ Joyner	Form I-215B		X					
7	Joyner	Warrant of Removal/Deportation 1/22/2009		X					
8	Joyner	Record of Sworn Statement		X					
9	✓ Joyner	Warrant of Removal/Deportation 10/29/2007		X	X	X 12/11			

Exhibit List

CASE NO. 18-cr-00215-WYD

CASE CAPTION: United States v. Jose Alfredo Mendoza-Ramos

DATE: 12/11/2018

List of Plaintiff's Motions Hearing Exhibits by Numbers ^{Adm/Auth.} *Stip* *Offer* *Recd* *Ref* *Rel Res* *Comments/Info*

10	<i>Joyner</i>	Decision and order of Immigration Judge		X	X	X 12/11			
11	<i>Joyner</i>	Photos of defendant		X					
12	<i>Joyner</i>	Aurora Police Department Report		X					
13		Photos of Apartment Complex		X					
14	<i>Joyner</i>	Photo of cross street		X					
15	<i>Joyner</i>	Google Maps Image of 1960 Dallas St.		X	X	X 12/11			